

Affidavit of Publication

STATE OF UTAH)
 (SS.
COUNTY OF KANE)

COPY OF NOTICE

I, Dennis A. Brunner, being duly sworn, depose and say that I am General Manager of the SOUTHERN UTAH NEWS, a weekly newspaper of general circulation for Kane County, Utah and Coconino County, Arizona, and published every Wednesday at Kanab, Utah, and the notice attached hereto,

was published in said newspaper for: **ONE**

consecutive weeks, the first publication on: **3/25/09**

and the last on: **3/25/09**

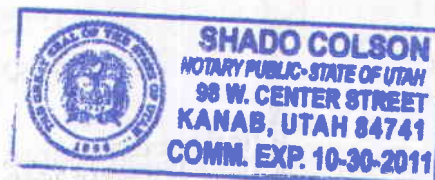
that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and that the same was published in the newspaper proper and not in a supplement.

Subscribed and sworn to before me 3-27-09

Shado Colson, Notary Public

Residing in Kanab, Utah.

My commission expires: 10-30-2011



**BEFORE THE DIVISION OF OIL,
GAS AND MINING DEPARTMENT
OF NATURAL RESOURCES STATE
OF UTAH**

**IN THE MATTER OF ALTON COAL
DEVELOPMENT LLC, COAL
HOLLOW MINE, KANE COUNTY,
UTAH**

**NOTICE OF ROAD RELOCATION
AND TEMPORARY CLOSURE**

**THE STATE OF UTAH TO ALL PER-
SONS INTERESTED IN THE ABOVE
ENTITLED MATTER.**

Notice is hereby given that the Division of Oil, Gas and Mining (Division) is taking public comment and providing an opportunity for a public hearing on the temporary relocation of the Sink Valley Road (Kane County Road K3900) and the temporary closure of the Robinson Creek Road (K3993) as proposed by Alton Coal Development, LLC., in the Coal Hollow Mine application. County Road K3993 will be closed for the 'life of mine.' Approximately 2 miles of Road K3900 will be **temporarily** relocated for the 'life of mine,' beginning about 2 miles south of the Town of Alton. (See map on right). Information on the road relocation can be accessed on the internet following the instructions given at <https://fs.ogm.utah.gov/COALFILES.html> and linking to: C0250005/2008/INCOMING/12182008. Angela Nance, (801) 538-5264 or Suzanne Steab, (801) 538-5265, can be contacted if assistance is needed to access these files.

This opportunity for public hearing is in accordance with the Utah Code Ann. 8 40-10-24(4) (1953, as amended), Utah Admin. R645-103-234, and Informal Conference Findings and Order Cause No. C/025/005 dated July 18, 2008.

Public comments and request for a public hearing on the road relocation and temporary closure may be submitted to the Division of Oil, Gas and Mining at the following address: Division of Oil, Gas & Mining, Coal Regulatory Program, P.O. Box 145801, Salt Lake City, Utah 84114-5801. Written comments or requests for public hearing must be submitted within 30 days following the publication of the advertisement.

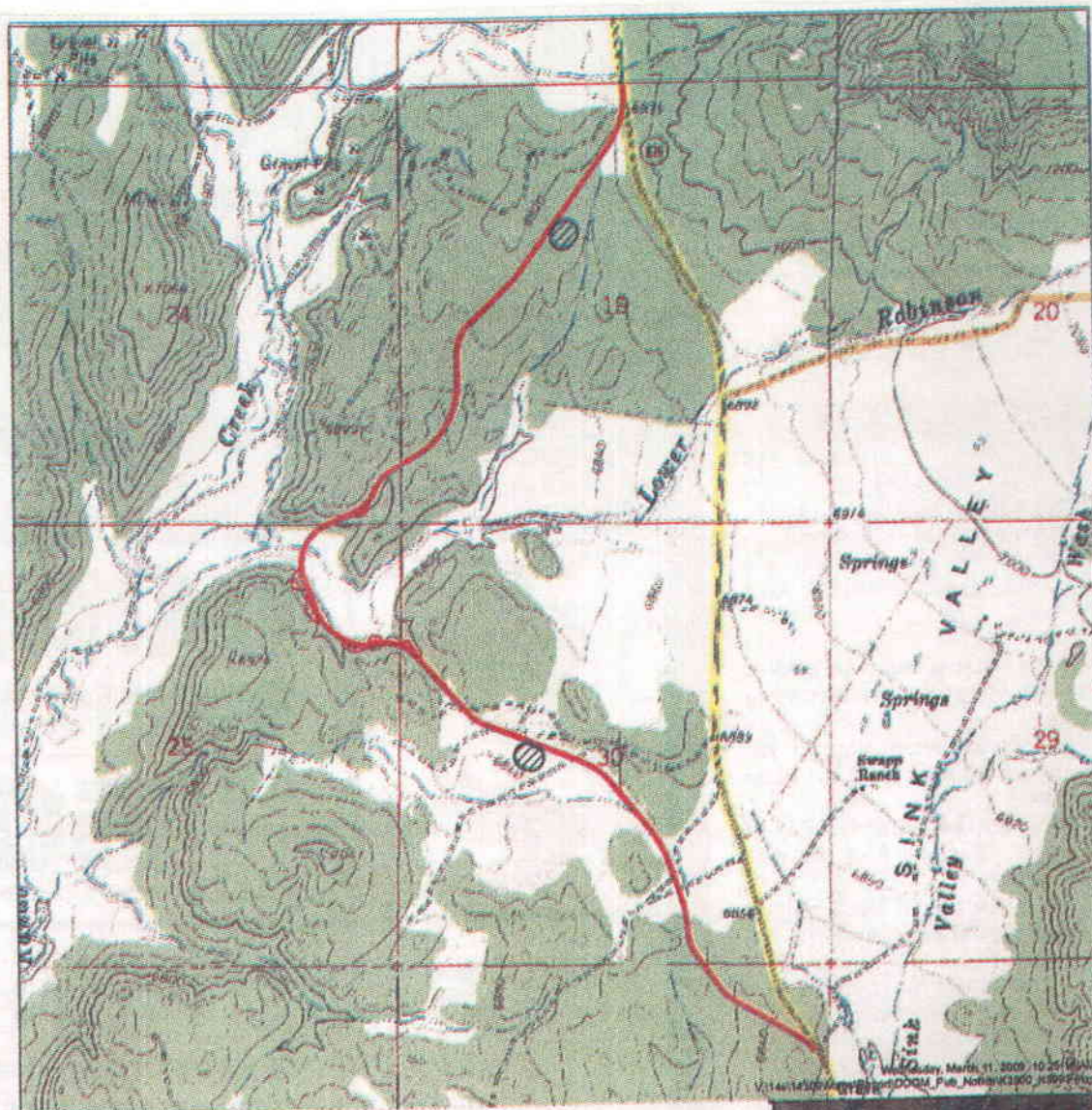
STATE OF UTAH DIVISION OF
OIL, GAS AND MINING

State of Utah

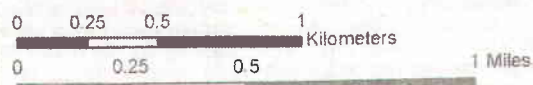
Published in the *Southern Utah News*
on March 25, 2009.

257 Lines

**The deadline for
legal advertising
is Friday at 1 p.m.**



- | | |
|---------------------|-------------------------|
| K3900 Realignment | K3900 Current Alignment |
| ROW | K3993 - Kane County |
| TUA | |
| Cut/Fill Slope Area | |



MILLARD SEVIER
BEAVER PIUTE WAYNE
IRON GARFIELD
Area Enclosed KANE